IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.2370 of 2006

Date: 21st September, 2006

Between:

B.Basava Raj

.. Petitioner

And

The Director and Commissioner of
Civil Supplies, Govt. of A.P.,
Somajiguda, Hyderabad & others.

.. Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.2370 of 2006

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the second respondent in issuing proceedings No.CS/10/872/2005 dated 31.12.2005 in bifurcating the existing fair price shop of Suraram village, Koilkonda mandal, Mahabubnagar district into two shops as arbitrary and illegal.

It appears, the petitioner is a fair price shop dealer of Suraram village, Koilkonda mandal, Mahabubnagar district. While so, the impugned order has been passed by the second respondent dated 31.12.2005 bifurcating the said shop into two shops. Aggrieved by the same, petitioner filed appeal before the first respondent along with the stay application. The said appeal is pending before the first respondent and no stay is granted, therefore, the present writ petition.

This Court, while admitting the writ petition on 10.2.2006, granted interim stay of all further proceedings pursuant to the order

dated 31.12.2005 passed by the second respondent with regard to bifurcation of fair price shop of Suraram village, Koilkonda mandal, Mahabubnagar district.

I am of the opinion that this writ petition itself can be disposed of directing the first respondent to consider and pass appropriate orders on the appeal purported to have been filed by the petitioner within a period of four weeks from the date of receipt of a copy of this order. Till such time, the impugned order dated 31.12.2005 passed by the second respondent shall not be given effect to.

The writ petition is accordingly disposed of. No order as to costs.

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C.V.RAMULU, J

Date: 21.9.2006

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THE HON'BLE SRI JUSTICE C.V.RAMULU

21.9.2006